



IN THE HIGH COURT OF SOUTH AFRICA
EASTERN CAPE DIVISION, MAKHANDA

CASE NO: 2025-125869

BEFORE THE HONOURABLE MR. JUSTICE GOVINDJEE

On the 29th day of July 2025

IN THE MATTER BETWEEN:

MAKANA LOCAL MUNICIPALITY

Applicant

and

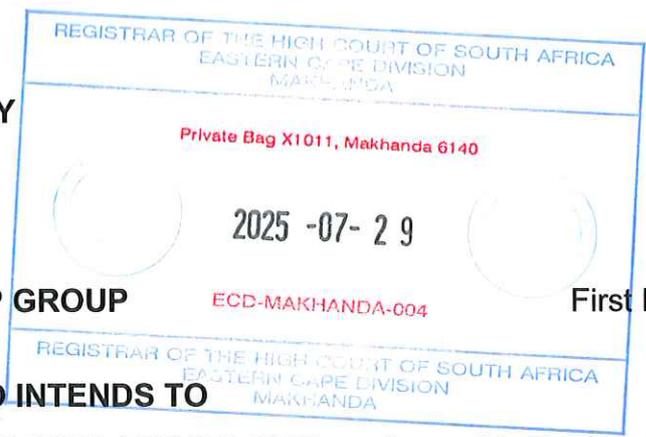
EMPOLWENI SQUATTER CAMP GROUP

First Respondent

ANYONE AND EVERYONE WHO INTENDS TO

INVADE THE IMMOVABLE PROPERTY, ERF NO 4807

Second to Further Respondent



ORDER

Having heard Adv. Mullins, Counsel for the Applicant and having read the Notice of Motion and other documents filed of record

IT IS ORDERED THAT:

1. The matter be heard as one of urgency as provided for in Rule 6(12) and that the time

limits for the filing and service of papers and service thereof be dispensed with.

2. A Rule *Nisi* do hereby issue calling upon the Respondents, and any other persons who have an interest in the matter, to show cause at 09h30, or as soon thereafter as the matter is called, on the 26th day of August 2025 why the following order should not issue:

- 2.1 The Respondents, and any other persons, be and are hereby prohibited from entering upon Erf No. 4807 in the Township of Grahamstown, Eastern Cape Province, measuring 781,6036 hectares in extent, also known as the "Golf Course", for the purposes of erecting structures of any kind;
- 2.2 In the event of the Respondents or any other persons, erecting a structure of Erf No. 4807, or attempting to do so, the Applicant is hereby authorized to immediately demolish the said structure and to remove the building materials;
- 2.3 The South African Police Services are hereby authorized to assist the Applicant in complying with paragraphs 2.1 and 2.2 above and to take such steps as may be necessary to prevent a land invasion of Erf No. 4807;



2.4 This order be served as follows:

2.4.1 By publication thereof in the Herald and Daily Despatch newspapers;

2.4.2 By publication on the Applicant's website <https://www.makana.gov.za/>;

2.4.3 By the distribution of leaflets containing the terms of the court order at community centres;

2.4.4 By placing the court order in as many prominent places as is practically possible;

2.5 The manner in which service was effected be dealt with on the return day in a supplementary affidavit;

2.6 The Respondents and/or any other interested party shall be entitled to anticipate the return day on 24 hours' notice to the Applicant;



2.7 There be no order as to costs, save in the event:

2.7.1 Of paragraph 2.1 and 2.2 being contravened, in which event the Respondents, or person who contravene the said provisions, pay the costs thereof;

2.7.2 Of the application being opposed, in which event the Respondent/s, or person/s opposing the relief sought, pay the costs thereof.

3. Paragraphs 2.1, 2.2 and 2.3 act as an interim interdict pending the return day.

BY ORDER OF COURT



S. MPAKO

REGISTRAR

CARINUS JAGGA INC.

